

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE

At 1:03 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, without amendment:

S. Con. Res. 63. Concurrent resolution authorizing the use of the rotunda of the Capitol for the unveiling of the portrait bust of Vice President Dan Quayle on September 10, 2003.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3918. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, Presidential Determination Number 2003-28, relative to Albania, Bosnia and Herzegovina, Djibouti, Mauritius, and Zambia; to the Committee on Foreign Relations.

EC-3919. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a Danger Pay Allowance for Jordan; to the Committee on Foreign Relations.

EC-3920. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a rule entitled "Visas: Documentation of Nonimmigrants Under the Immigration and Nationality Act" received on September 2, 2003; to the Committee on Foreign Relations.

EC-3921. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a rule entitled "Visas: Documentation of Nonimmigrants Under the Immigration and Nationality Act" received on September 2, 2003; to the Committee on Foreign Relations.

EC-3922. A communication from the General Counsel, Peace Corps, transmitting, pursuant to law, the report of a nomination confirmed and discontinuation of service in acting role for the position of Deputy Director, Peace Corps, received on September 2, 2003; to the Committee on Foreign Relations.

EC-3923. A communication from the General Counsel, Peace Corps, transmitting, pursuant to law, the report of a nomination confirmed for the position of Director, Peace Corps, received on September 2, 2003; to the Committee on Foreign Relations.

EC-3924. A communication from the Assistant Administrator, Bureau for Legislative

and Public Affairs, Agency for International Development, transmitting, pursuant to law, a report entitled "Bringing Farmers into Global Trade"; to the Committee on Foreign Relations.

EC-3925. A communication from the Vice President of the United States, transmitting, pursuant to law, a report relative to post-liberation Iraq; to the Committee on Foreign Relations.

EC-3926. A communication from the Assistant Secretary, Legislative Affairs, transmitting, pursuant to the Arms Export Control Act, the report of defense articles or defense services sold commercially under a contract in the amount of \$50,000,000 or more to Italy; to the Committee on Foreign Relations.

EC-3927. A communication from the Assistant Secretary, Legislative Affairs, transmitting, pursuant to the Arms Export Control Act, a report of a proposed license for the export of defense articles that are firearms controlled under category I of the United States Munitions List sold commercially under a contract in the amount of \$1,000,000 or more to Japan; to the Committee on Foreign Relations.

EC-3928. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, the report of the texts and background statements of international agreements, other than treaties; to the Committee on Foreign Relations.

EC-3929. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, the report of the texts and background statements of international agreements, other than treaties; to the Committee on Foreign Relations.

EC-3930. A communication from the Vice President of the United States, transmitting, pursuant to law, the text of the Agreement between the Parties to the North Atlantic Treaty for Co-operation Regarding Atomic Information and related texts; to the Committee on Foreign Relations.

EC-3931. A communication from the Comptroller General, transmitting, pursuant to law, the Comptroller's list of General Accounting Office reports issued during the previous year; to the Committee on Governmental Affairs.

EC-3932. A communication from the Director, Office of Personnel Management, transmitting, a draft of proposed legislation; to the Committee on Governmental Affairs.

EC-3933. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report on the government-wide status of financial management dated August 22, 2003; to the Committee on Governmental Affairs.

EC-3934. A communication from the Director, Trade and Development Agency, transmitting, a report on the Agency's audit and internal activities; to the Committee on Governmental Affairs.

EC-3935. A communication from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the report of a nomination confirmed for the position of Deputy General Counsel; to the Committee on Governmental Affairs.

EC-3936. A communication from the Director of Compensation and Benefits, AgFirst Farm Credit Bank, transmitting, pursuant to law, the Bank's Annual Reports of Federal Pension Plans; to the Committee on Governmental Affairs.

EC-3937. A communication from the Secretary of Commerce, transmitting, pursuant to law, the report of the Office of Inspector General for the period October 1, 2002 through March 31, 2003; to the Committee on Governmental Affairs.

EC-3938. A communication from the Secretary, Department of Agriculture, transmitting, the Department's Management Report for the 6-month period ended September 30, 2001; to the Committee on Governmental Affairs.

EC-3939. A communication from the Office of Government Ethics, transmitting, pursuant to law, the Office's Inventories of Commercial and Inherently Governmental Activities for 2003; to the Committee on Governmental Affairs.

EC-3940. A communication from the Director, Office of Compensation Administration, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Pay for Administrative Judge Positions" (RIN3206-AJ44) received on August 11, 2003; to the Committee on Governmental Affairs.

EC-3941. A communication from the Executive Director, Federal Labor Relations Authority, transmitting, pursuant to law, the Board's report under the Sunshine Act for calendar year 2001; to the Committee on Governmental Affairs.

EC-3942. A communication from the Assistant General Counsel for Regulations, Office of the General Counsel, Office of Special Education and Rehabilitative Services, transmitting, pursuant to law, the report of a rule entitled "Rehabilitation Research and Training Centers—Disability Demographics and Statistics Center; Community Integration Outcomes Centers; and Health and Function Centers" (RIN1820-ZA18) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3943. A communication from the Assistant General Counsel for Regulations, Office of the General Counsel, Office of Special Education and Rehabilitative Services, transmitting, pursuant to law, the report of a rule entitled "Disability and Rehabilitation Research Projects Program—Research Projects; Research Infrastructure Capacity Building; Technical Assistance Resource Center on Parenting With a Disability; and Development Projects" (RIN1820-ZA17) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3944. A communication from the Assistant General Counsel for Regulations, Office of the General Counsel, Office of Special Education and Rehabilitative Services, transmitting, pursuant to law, the report of a rule entitled "Disability and Rehabilitation Projects Program—Collaborative Research Projects in Traumatic Brain Injury" (RIN1820-ZA24) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3945. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Status of Certain Additional Over-the-Counter Drug Category II and III Active Ingredients" (RIN0910-AA01) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3946. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Status of Certain Additional Over-the-Counter Drug Category II and III Active Ingredients" (RIN0910-AA01) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3947. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Listing of Color Additives Exempt From Certification; Sodium Copper Chlorophyllin" (Doc. No. 00C-

0929) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3948. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Food Additives: Food Contact Substance Notification System" (RIN0910-AB94) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3949. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Clinical Chemistry and Clinical Toxicology Devices; Classification of the Breath Nitric Oxide Test System" (Doc. No. 2003D-0209) received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3950. A communication from the Director, Corporate Policy and Research Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" received on August 13, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3951. A communication from the Director, Directorate of Cooperative and State Programs, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Partial Withdrawal of Approval of the Virgin Islands State Plan; Resumption of Exclusive Federal Enforcement Authority in the Private Sector; and Conversion and Approval of the Virgin Islands State Plan to a State Plan for Public Employees Only" received on September 2, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3952. A communication from the Regulations Coordinator, Office of Special Programs, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Smallpox Emergency Personnel Protection Program: Smallpox (Vaccinia) Vaccine Injury Table" (RIN0906-AA60) received on September 2, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3953. A communication from the White House Liaison, Office of Legislation and Congressional Affairs, Department of Education, transmitting, pursuant to law, the report of a nomination confirmed for the position of Assistant Secretary, Office of Legislation and Congressional Affairs, Department of Education, received on August 13, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3954. A communication from the White House Liaison, Office of Legislation and Congressional Affairs, Department of Education, transmitting, pursuant to law, the report of a vacancy for the position of Assistant Secretary, Office of Legislation and Congressional Affairs, Department of Education, received on August 13, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3955. A communication from the Director, Corporate Policy and Research Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" received on August 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-3956. A communication from the Secretary of Health and Human Services, trans-

mitting, pursuant to law, the Secretary's report relative to Federal expenditures and out-of-pocket expenditures for Medicare beneficiaries and the quality of the health services provided under such contracts; to the Committee on Health, Education, Labor, and Pensions.

EC-3957. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the 2001 Annual Report of the National Institute of Justice; to the Committee on the Judiciary.

EC-3958. A communication from the Associate General Counsel, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revision of Patent Fees for Fiscal Year 2004" (RIN0651-AB60) received on August 11, 2003; to the Committee on the Judiciary.

EC-3959. A communication from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Agency, transmitting, pursuant to law, a rule entitled "Definition and Registration of Reverse Distributors" (RIN1117-AA19) received on August 11, 2003; to the Committee on the Judiciary.

EC-3960. A communication from the Chair of the Sentencing Commission, transmitting, a report relative to examination of federal cocaine penalties; to the Committee on the Judiciary.

EC-3961. A communication from the Director, Regulations and Forms Services, Bureau of Citizenship and Immigration Services, transmitting, pursuant to law, the report of a rule entitled "Extension of Validity Period of Approved For I-600A, Application for Advance Processing of Orphan Petition" (RIN1615-AB07) received on August 11, 2003; to the Committee on the Judiciary.

EC-3962. A communication from the Chairman, Central Interstate Low-Level Radioactive Waste Commission, transmitting, pursuant to law, the report of a revocation of Nebraska's membership in the Central Interstate Low-Level Radioactive Waste Commission; to the Committee on the Judiciary.

EC-3963. A communication from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Rescheduling of the Food and Drug Administration Approved Product Containing Synthetic Dronabinol in Sesame Oil and Encapsulated in Soft Gelatin Capsules from Schedule II to Schedule III" received on September 2, 2003; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. SHELBY, from the Committee on Appropriations, without amendment:

S. 1589. An original bill making appropriations for the Departments of Transportation and Treasury, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 2004, and for other purposes (Rept. No. 108-146).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. SHELBY:

S. 1589. An original bill making appropriations for the Departments of Transportation

and Treasury, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 2004, and for other purposes; from the Committee on Appropriations; placed on the calendar.

By Mr. SCHUMER (for himself and Mrs. CLINTON):

S. 1590. A bill to redesignate the facility of the United States Postal Service, located at 315 Empire Boulevard in Crown Heights, Brooklyn, New York, as the "James E. Davis Post Office Building"; to the Committee on Governmental Affairs.

By Mr. SCHUMER (for himself and Mrs. CLINTON):

S. 1591. A bill to redesignate the facility of the United States Postal Service located at 48 South Broadway, Nyack, New York, as the "Edward O'Grady, Waverly Brown, Peter Paige Post Office Building"; to the Committee on Governmental Affairs.

By Mr. LIEBERMAN:

S. 1592. A bill to require negotiation and appropriate action with respect to certain countries that engage in currency manipulation; to the Committee on Finance.

ADDITIONAL COSPONSORS

S. 19

At the request of Mr. DASCHLE, the name of the Senator from New Jersey (Mr. LAUTENBERG) was added as a cosponsor of S. 19, a bill to amend the Internal Revenue Code of 1986 and titles 10 and 38, United States Code, to improve benefits for members of the uniformed services and for veterans, and for other purposes.

S. 595

At the request of Mr. HATCH, the name of the Senator from West Virginia (Mr. ROCKEFELLER) was added as a cosponsor of S. 595, a bill to amend the Internal Revenue Code of 1986 to repeal the required use of certain principal repayments on mortgage subsidy bond financings to redeem bonds, to modify the purchase price limitation under mortgage subsidy bond rules based on median family income, and for other purposes.

S. 661

At the request of Mr. SCHUMER, the name of the Senator from Michigan (Mr. LEVIN) was added as a cosponsor of S. 661, a bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.

S. 1081

At the request of Mr. DOMENICI, the name of the Senator from Wisconsin (Mr. FEINGOLD) was added as a cosponsor of S. 1081, a bill to amend section 504(a) of the Higher Education Act of 1965 to eliminate the 2-year wait out period for grant recipients.

S. 1245

At the request of Ms. COLLINS, the name of the Senator from Alabama (Mr. SESSIONS) was added as a cosponsor of S. 1245, a bill to provide for homeland security grant coordination and simplification, and for other purposes.

S. 1287

At the request of Mr. DOMENICI, the name of the Senator from Wisconsin